

REPORT OF REQUEST FOR RESTRICTIVE TRADE PRACTICE OR BOYCOTT
SINGLE TRANSACTION

(For reporting requests described in Part 769 of the Export Administration Regulations)

NOTICE OF RIGHT TO PROTECT CERTAIN INFORMATION FROM DISCLOSURE

The Export Administration Act permits you to protect from public disclosure information regarding the quantity, description, and value of commodities or technical data supplied in Item 11 of this report and in any accompanying documents. If you do not claim this protection, all of the information in your report and in accompanying documents will be made available for public inspection and copying.

You can obtain this protection by certifying, in Item 10 of the report, that disclosure of the information referred to above would place a United States company or individual involved in the report at a competitive disadvantage. If you make such a certification in Item 10, you may remove information regarding the quantity, description, and value of the commodities or technical data supplied by you from Item 11 of the inspection copy of the report form and from the public inspection copies of the accompanying documents.

The withholding of this information will be honored by the Department unless the Secretary determines that disclosure of the information would not place a United States company or individual at a competitive disadvantage or that it would be contrary to the national interest to withhold the information.

THIS SPACE FOR BXA USE

051865

A

BATCH

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MONTH/YEAR

6

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RSN

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SUBSET

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RTP

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CLASS

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FILING

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TAG

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This report required by law (50 U.S.C. App. §2407 (b)(2) P.L. 103-10; 15 C.F.R. Part 769. Failure to report can result both in criminal penalties, including fines or imprisonment, and administrative sanctions.

Instructions: 1. Complete all items that apply. 2. Assemble original report form and accompanying documents as a unit, and submit intact and unaltered. 3. Assemble and submit the duplicate copy of report form (marked Duplicate (Public Inspection Copy)) and additional copies of accompanying documents (marked with the legend "Public Inspection Copy.") 4. If you certify, in item 10, that the disclosure of the information specified there would cause competitive disadvantage, edit the "Public Inspection Copy" of the documents submitted to exclude the specified information and remove the bottom of the Duplicate "Public Inspection Copy" of the report form relating to Item 11.

Public reporting for this collection of information is estimated to average one hour per request, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Office of Security and Management Support, Bureau of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230; and to the Office of Management and Budget, Paperwork Reduction Project (0694-0012), Washington, D.C. 20503.

1a. Identify firm submitting this report:

Name: Union Bank of California Int'lAddress: 2 World Trade Center, #1410City, State, and ZIP: New York, NY 10048

Country (if other than USA):

Telephone: (212) 323-9560

Firm Identification No. (If known):

Specify firm type:

☐ Exporter☒ Bank☐ Forwarder☐ Carrier☐ Insurer☐ Other

1b. Check any applicable box:

☐ Revision of a previous report (attach two copies of the previously submitted report)☐ Resubmission of a deficient report returned by BXA (attach form letter that was returned with deficient report)☐ Report on behalf of the person identified in Item 2☐ Dual report on behalf of self and the person identified in Item 2

2. If you are authorized to report and are reporting on behalf of another U.S. person, identify that person (e.g., domestic subsidiary, controlled Foreign subsidiary, exporter, beneficiary):

Name: VITA INTERNATIONAL INC.Address: 12050 PROCTOR STREETCity, State, and ZIP: HOUSTON, TEXAS 77038

Country (if other than USA):

Type of firm: (see list in Item 1a)

Firm Identification No. (If known): EXPORTER

3. Identify exporting firm, unless same as item 1a or 2:

Name: _____

Address: _____

City, State, and ZIP: _____

Country (if other than USA):

Firm Identification No. (If known):

36-41

42

4. (a) Name of boycotting country from which request originated:

U.A.E.

(b) Name of country directing inclusion of request, if different from (a) above:

43-44

5. Name of country or countries against which request is directed:

CAN NOT DETERMINE

45-46

6. Reporting firm's reference number (e.g., letter of credit, customer order, invoice):

E75590/LC1098139

71-77

7. Date firm received request: (use digits for month/day/year)

10/26/98

47-52

8. Specify type(s) of document conveying the request:

☐ Request to carrier for blacklist certificate (submit two copies of blacklist certificate or transcript of request)☐ Unwritten, not otherwise provided for (make transcript of request and submit copies)

53-54

☒ Letter of credit☐ Requisition/purchase order/accepted contract/shipping instruction☐ Bid invitation/tender/proposal/trade opportunity☐ Questionnaire (not related to a particular dollar value transaction)☐ Other written (specify) _____

Submit two copies of each document or relevant page in which the request appears

9. Decision on request: (Check one)

☐ Have not taken and will not take the action requested.☒ Have taken or will take the action requested.☐ Have taken or will take the action requested and claim it is subject to a grace period (attach detailed explanation).

56-57

☒ Have taken or will take the action requested but in a modified form (attach detailed explanation).☐ Unable to report ultimate decision on the request at this time and will inform the Bureau of Export Administration of the decision within ten days after decision is made.

Additional Information: The firm submitting this report may, if it so desires, state on a separate sheet any additional information relating to the request reported or the response to that request. This statement will constitute a part of the report and will be made available for public inspection and copying, subject to the right to protect certain confidential information from disclosure described in Item 10.

10. Protection of Certain Information from Disclosure: (Check appropriate boxes and sign below)

1. ☐ I (We) certify that disclosure to the public of the information regarding quantity, description, and value of the commodities or technical data contained in:
- ☐ Item 11 below (If you check this box, be sure to remove the bottom of the Duplicate (Public Inspection Copy) of the report form relating to Item 11.)
 - ☐ Attached documents (If you check this box, be sure to edit the "Public Inspection Copy" of the documents submitted to exclude the specified information) would place a United States person involved at a competitive disadvantage, and I (We) request that it be kept confidential.

2. ☐ I (We) authorize public release of all information contained in the report and in any attached documents. I (We) certify that all statements and information contained in this report are true and correct to the best of my (our) knowledge and belief.

BERNARD ELLIS

Sign here in ink

Type or print

Date

11-2-98

MEMO:

OUTGOING ADMIN

PRT: PT039PRT

SEQ: 00003

QUEUE: LCNPRTQ

TRN: 981027-002903

27-OCT-1998 05:05:25.59

{1:F0180FCUS33ANYK3101982009}

{2:07071405981027ADCBAAEAAAAXX09391707539810270505N}

SWIFT Message Text

Output time: 05:05

Output sequence number: 362009

S/80FCUS33ANYK

UNION BANK OF CALIFORNIA INTL N.Y.

TWO WORLD TRADE CENTER, STE 1410

NEW YORK, NY

Input time: 14:05

Input sequence number: 170753

S/ADCBAAEAAAAXX

ABU DHABI COMMERCIAL BANK

ABU DHABI, U.A.E.

Swift Authenticated Message Mac:341F58DA

Amendment to a Documentary Credit

(TYPE: 70/)

:20: /Sender's reference:

LC1098139

:21: /Receiver's reference:

UBOCI MSG 12

:31C: /Date of Issue:

Date: 98/11/25

:30: /Date Contract Agreed/Amended:

98/10/27

:26E: /Number of Amendments:

1

:59: /Beneficiary (before this amendment):

VITA INTERNATIONAL INC

:79: /Narrative:

1) UNDER PAYMENT TERMS CLAUSE NO.C (6) PLS
DELETE THE WORDS 'FROM THE OWNERS, AGENTS
OR MASTER OR VESSEL' AND INSERT 'FROM THE
OWNERS OR MASTER OF VESSEL'

11) UNDER PAYMENT TERMS CLAUSE NO.C (7) PLS
DELETE THE WORDS 'OR THEIR AGENT'

:72: /Sender to Receiver Information:

PLS ADVISE BENEFICIARY URGENTLY

REFERS YOUR TLX OF 981026

ATTN: JACK CHEN L/C ISS/ADV

{5:

{MAC:341F58DA}

{CHK:A92198C8DF51}}

COMPLIANCE REVIEW		applies?
OFAC	Y	N
Non-Proliferation	Y	N
U.S. Munitions	Y	N
Anti-Boycott	Y	N
Initial	2 c	

PRT:

AMT:

\$0.00 CUR:

Exch rate: 0.00000000

TEST

VAL:

TYP:ADM MT:

FNDS:

CHG:D:

C:

Com: cb

DBT */

CDT */

ADV L

R19308 TNB-SAFE 10/26/98 0833 Proc by CDEI VALLE (CommRef 3314, Dept Original
MEMO: VERIFIED TEST for USD 693,900

620468 BKC UW

MCII 10/25/98 04:08

3796

0408 10/25 28533614 UCKN4059

INBOUND MESSAGE RECEIVED ON OCT 25 AT 03:54 [ASSIGNED// UCKN4059]

MCII VIP/SAFE-DETERMINED TESTED MESSAGE

++ HEADER ++

ANSWERBACK:ORIGINATOR

FROM:ABU DHABI COMMERCIAL BANK, HO, PO BOX 939, ABU DHABI, UAE

MULTI-TEST:N

TEST NUMBER PREFIX:

TEST NUMBER: ~~3613427~~

CURRENCY:USD

AMOUNT:693,900

DATE:10251998

DEPARTMENT:LCD

++ ORIGINAL MESSAGE ++

ORIGINATOR

COMPLIANCE REVIEW	
	applies?
OFAC	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N
Non-Proliferation	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N
U.S. Munitions	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N
Anti-Boycott	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N
Initial	<u>2L</u>

22647 ADCBPB EM

25 OCT 98 08:33 GMT

MSG NO 4887 DATED 25TH NOVEMBER 1998

TO : UNION BANK OF CALIFORNIA INTERNATIONAL, NEW YORK, USA

FM : ABU DHABI COMMERCIAL BANK, HO, PO BOX 939, ABU DHABI, UAE

TEST ~~NO 3613427~~ FOR USD 693,900/-

AT THE REQUEST OF OUR CUSTOMER EMIRATES WESTERN PETROLEUM SERVICES CO, PO BOX 8107, ABU DHABI, UAE WE HEREBY ESTABLISH OUR IRREVOCABLE DOCUMENTARY LETTER OF CREDIT NO LC1098139 FOR USD 693,900.50 (U.S DOLLARS SIX HUNDRED NINETY THREE THOUSAND NINE HUNDRED AND CENTS FIFTY ONLY) FAVG VITA INTERNATIONAL, INC, 12050 PROCTOR STREET, HOUSTON, TEXAS 77038, USA TEL (281) 591 1300 FAX (281) 591 7373 WHICH IS AVAILABLE IN USA UNTIL 21ST APRIL 1999 BY NEGOTIATION AGAINST PRESENTATION OF THE DOCUMENTS DETAILED HEREIN AND OF BENEFICIARY'S DRAFTS AS PER 'PAYMENT TERMS' DRAWN ON ADVISING/ CONFIRMING BANK BEARING THE CLAUSE 'DRAWN UNDER DOCUMENTARY CREDIT NO. LC1098139 OF ABU DHABI COMMERCIAL BANK'

MERCHANDISE:-

MIXING EQUIPMENTS AND SPARES AS PER BENEFICIARY'S PROFORMA INVOICE NO. 540/922 DATED 22.09.98

TO BE SHIPPED FROM ANY PORT/AIRPORT IN USA TO ABU DHABI ON C AND F ABU DHABI BASIS LATEST BY 30TH MARCH 1999 PARTIAL SHIPMENT PERMITTED TRANSHIPMENT PERMITTED.

A) DRAFTS FOR 25 PCT OF THE LC VALUE I.E. UPTO USD 173,475.13 IS PAYABLE AFTER 545 DAYS FROM THE DATE OF RECEIPT OF LC BY THE BENEFICIARY AGAINST PRESENTATION OF THE FOLLOWING DOCUMENT:

1) SIGNED COMMERCIAL INVOICE (S) IN ONE ORIGINAL PLUS THREE COPIES STATING ITS CONTENTS ARE TRUE AND CORRECT AND ALSO STATING THAT THE INVOICED AMOUNT WILL BE UTILISED TO PROCURE MIXING EQUIPMENT AND SPARES AS PER BENEFICIARY'S PROFORMA INVOICE NO. 540/922 DATED 22/9/98.

B) DRAFTS FOR 25 PCT OF THE LC VALUE I.E. UPTO USD 173,475.13 IS PAYABLE AFTER 590 DAYS FROM THE DATE OF RECEIPT OF LC BY THE BENEFICIARY AGAINST PRESENTATION OF THE FOLLOWING DOCUMENT:

1) SIGNED COMMERCIAL INVOICE (S) IN ONE ORIGINAL PLUS THREE COPIES STATING CLEARLY THAT THE INVOICED AMOUNT WILL BE UTILISED TO PROCURE MIXING EQUIPMENTS AND SPARES AS PER BENEFICIARY'S PROFORMA INVOICE NO. 540/922 DATED 22/9/98.

C) DRAFTS FOR BALANCE 50 PCT OF THE LC VALUE I.E. UPTO USD 346,950.25 IS PAYABLE 545 DAYS FROM DATE OF BILL OF LADING OR AIRWAY BILL AGAINST PRESENTATION OF THE FOLLOWING DOCUMENTS:

(1) SIGNED COMMERCIAL INVOICE (S) IN ONE ORIGINAL AND THREE COPIES (ORIGINAL OF WHICH MUST BE LEGALIZED BY ANY ARAB CONSULATE) SHOWING 100 PCT VALUE OF SHIPMENT BUT CLAIMING ONLY 50 PCT OF IT AFTER DEDUCTING PROPORTIONATELY 50 PCT PAYMENT ALREADY RECEIVED AND NAME AND ADDRESS OF THE MANUFACTURER.

(2) FULL SET OF CLEAN, ON BOARD, OCEAN BILLS OF LADING MARKED FREIGHT PREPAID MADE OUT TO THE ORDER OF ABU DHABI COMMERCIAL BANK AND MARKED NOTIFY 'EMIRATES WESTERN PETROLEUM SERVICES CO., PO BOX 8017, ABU DHABI, UAE' AND MARKED WITH THIS LETTER OF CREDIT NUMBER AND OR DOCUMENT NO. 3.

(3) AIRWAY BILL EVIDENCING DESPATCH OF GOODS TO THE ORDER OF ABU DHABI COMMERCIAL BANK MARKED WITH THIS LETTER OF CREDIT NUMBER AND NOTIFY 'EMIRATES WESTERN PETROLEUM SERVICES CO., PO BOX 8017, ABU DHABI, UAE' AND MARKED FREIGHT PREPAID AND OR DOCUMENT NO. 2 ABOVE.

(4) CERTIFICATE OF ORIGIN IN DUPLICATE STATING NAME AND ADDRESS OF THE MANUFACTURERS, NAME OF EXPORTING COUNTRY, EXPORTING COMPANY AND COUNTRY OF ORIGIN OF GOODS AS USA, ORIGINAL DULY APPROVED BY THE U.S. ARAB CHAMBER OF COMMERCE AND LEGALISED BY ANY ARAB EMBASSY/CONSULATE IN THE EXPORTING COUNTRY.

(5) PACKING LIST IN DUPLICATE.

(6) FOR SEAFREIGHT SHIPMENT, A CERTIFICATE FROM THE OWNERS, AGENTS OR MASTER OR VESSEL CONFIRMING THAT GOODS HAVE BEEN SHIPPED ON CONFERENCE/REGULAR LINE VESSELS CALLING AT ARABIAN PORTS AND AGE OF VESSEL IS LESS THAN 15 YEARS AT THE TIME OF SHIPMENT.

(7) FOR AIR FREIGHT SHIPMENT A CERTIFICATE IN ORIGINAL ISSUED BY THE CARRIER OR THEIR AGENT CONFIRMING THAT THE CARRYING AIRCRAFT IS ALLOWED BY AUTHORITIES TO CALL AT ALL UAE AIRPORTS.

(8) CERTIFIED TRUE COPY OF DECLARATION OF DESPATCH SENT TO M/S AL SAQR NATIONAL INSURANCE COMPANY, PO BOX 4907, ABU DHABI, UAE TEL 262608 FAX 262681 TELEX 23537 ASNIC EM WITHIN TWO WORKING DAYS OF SHIPMENT BY TELEFAX BY THE BENEFICIARY SHOWING LETTER OF CREDIT NUMBER, INVOICE AMOUNT AND SHIPPING MARKS AND REFERRING TO THEIR INSURANCE POLICY NO AD99100/038/96

OPENER'S REPRESENTATIVE MR. AHMED MATTAR OR MR. ABDUL SADEK ARABY
CONFIRMING THAT THEY HAVE INSPECTED ALL ASPECTS OF THE GOODS PRIOR
TO SHIPMENT AND FOUND THAT IT IS SUITABLE FOR M/S EWPS OPERATIONS,
EITHER IN OFFSHORE OR ON ONSHORE AND APPROVED FOR SHIPMENT.

(SPECIMEN SIGNATURES OF MR. AHMED MATTAR AND MR. ABDUL SADEK ARABY
WILL FOLLOW BY MAIL WHICH FORMS AN INTEGRAL PART OF THIS CREDIT)

SPECIAL CONDITIONS

- 1) SHIPPING DOCUMENTS TO BE PRESENTED WITHIN 21 DAYS AFTER THE DATE
OF ISSUANCE OF THE SHIPPING DOCUMENTS BUT WITHIN THE VALIDITY OF THE
CREDIT.
- 2) SHIPPING MARKS: 'EWPS/VITA/ABU DHABI' BILL OF LADING/AIRWAY BILL
AND PACKING LIST MUST EVIDENCE THE SAME.
- 3) SHIPMENT ON DECK PROHIBITED FOR SEA FREIGHT SHIPMENT.
- 4) ALL DOCUMENTS ISSUED UNDER THIS CREDIT MUST BE IN THE ENGLISH
LANGUAGE ONLY.
- 5) DOCUMENTS HAVING A DATE PRIOR TO THE DATE OF THIS CREDIT ARE NOT
ACCEPTABLE.
- 6) LC AMOUNT REPRESENTS 100 PCT EX-WORKS, HOUSTON, TEXAS VALUE OF
THE MERCHANDISE ONLY. EXCESS DRAWINGS UPTO A MAXIMUM OF 10 PCT OF
THE LC VALUE TOWARDS LEGALISATION, PACKING, INLAND FREIGHT SHOWING
CLEARLY FROM WHERE TO WHERE AND FREIGHT CHARGES TO ABU DHABI ARE
ALLOWED OVER AND ABOVE THE CREDIT AMOUNT AGAINST PRESENTATION OF
RELATIVE INVOICES/RECEIPTS WHICH MUST ACCOMPANY THE SHIPPING
DOCUMENTS. BENEFICIARY'S COMMERCIAL INVOICE MUST ALSO SHOW DETAILS
OF ABOVE CHARGES SEPARATELY.
- 7) ONE FULL SET OF NON NEGOTIABLE SHIPPING DOCUMENTS TO BE SENT
BY COURIER/REGISTERED AIRMAIL TO OPENER WITHIN TWO WORKING DAYS BY
BENEFICIARY AFTER SHIPMENT AND BENEFICIARY'S CERTIFICATE CONFIRMING
COMPLIANCE OF ABOVE TOGETHER WITH RELATIVE COURIER/POSTAL RECEIPT
SHOULD ACCOMPANY THE DOCUMENTS.
- 8) HOUSE BILL OF LADING/AIRWAY BILL NOT ACCEPTABLE.
- 9) A DISCREPANCY FEE OF USD 40/- WILL BE LEVIED FOR EACH SET OF
DOCUMENTS PRESENTED UNDER THIS LC WITH DISCREPANCY WHICH WILL BE
FOR ACCOUNT OF BENEFICIARY AND WILL BE DEDUCTED FROM THE PROCEEDS
TOGETHER WITH OUR COMMUNICATION CHARGES, IF ANY.

INSTRUCTIONS TO ADVISING/NEGOTIATING BANK:-

TOWARDS REIMBURSEMENT FOR NEGOTIATION UNDER THIS CREDIT ON DUE DATE
PLS CLAIM FROM OUR HO NO 544 7 02350 WITH CHASE MANHATTAN BANK, 4
METROTECH CENTER, 8TH FLOOR, BROOKLYN, NY 11245, USA QUOTING THIS
LETTER OF CREDIT NUMBER AND DATE AND CERTIFYING THAT THE TERMS OF
THE CREDIT HAVE BEEN COMPLIED WITH. ALL NEGOTIATIONS TO BE ADVISED
TO US BY TESTED TELEX/SWIFT. REIMBURSEMENT CLAIMS UNDER THIS CREDIT
ARE SUBJECT TO URR 525.

ALL BANK CHARGES OUTSIDE ABU DHABI EXCEPT CONFIRMATION CHARGES ARE
ARE FOR ACCOUNT OF BENEFICIARY. CONFIRMATION CHARGES ARE FOR
OPENER'S ACCOUNT.

PLS FORWARD DIRECTLY TO US, ORIGINAL OF EACH DOCUMENTS AND TWO
ADDITIONAL COPIES OF INVOICES BY COURIER AND THE REMAINING

WE HEREBY ENGAGE WITH DRAWERS AND/OR BONA FIDE HOLDERS THAT DRAFTS
DRAWN AND NEGOTIATED IN CONFORMITY WITH THE TERMS OF THIS CREDIT
WILL BE DULY HONoured AT MATURITY

EXCEPT SO FAR AS OTHERWISE EXPRESSEDLY STATED, THIS DOCUMENTARY
CREDIT IS SUBJECT TO UNIFORM CUSTOMS AND PRACTICE FOR DOCUMENTARY
CREDITS PUBLISHED BY THE INTERNATIONAL CHAMBER OF COMMERCE (1993)
REVISION PUBLICATION NO. 500.

PLS ADVISE THE BENEFICIARY URGENTLY ADDING YOUR CONFIRMATION

THIS TELEX IS AN OPERATIVE CREDIT INSTRUMENT AND MAIL CONFIRMATION
WILL NOT FOLLOW.

REGARDS
LC LG FSD

22647 ADCBPB EM

NNNN

EXC 1220VACE DEBT
188615

OF CREDITORS INTL.
UNION BANK
1983 OCT 18 10:00 CP